

10/584274

AP3 Rec'd PCT/PTO 23 JUN 2005

PATENT

Attorney Docket 062587-5010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: Heinrich Haas <i>et al.</i> |) | |
| |) | |
| U.S. National Phase of PCT/EP2004/014684 |) | Group Art Unit: Not Assigned |
| |) | |
| International Filing Date: December 23, 2004 |) | Examiner: Not Assigned |
| |) | |
| For: Method for Producing Colloidal |) | |
| Nanoparticles With a Compounder |) | |

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants petition the Examiner to consider this Information Disclosure Statement and the documents listed on the attached Form PTO-1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Accordingly, Applicants do not believe a fee is due for filing this Information Disclosure Statement.

The present application is a U.S. National Phase Application of International Application No. PCT/EP/2004/014684, filed December 23, 2004 and published July 14, 2005 as WO 2005/063377. Attached hereto is a copy of the International Search Report for International Application No. PCT/EP/2004/014684.

Copies of each of the documents cited on the International Search Report and listed on the attached Form PTO-1449 are enclosed. Applicants respectfully request that the Examiner initial and return the Form PTO-1449, indicating that the information has been considered and made of record herein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that the listed documents constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

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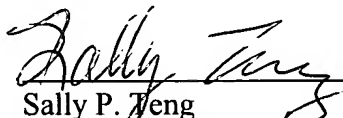
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Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there are any additional fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. §1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Dated: **June 23, 2006**
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Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


Sally P. Jeng
Registration No. 45,397

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| INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) <p style="text-align: center;">PTO Form 1449</p> | Attorney Docket No. 062587-5010 | Serial No. Unassigned Based on PCT/EP2004/014684 |
| | Applicants Heinrich HAAS <i>et al.</i> | |
| | Filing Date June 23, 2006 | Group Unassigned |

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| U.S. PATENT DOCUMENTS |
|------------------------------|

| *Examiner Initial | Document Number | Date | Name | Class | Sub Class | Filing Date |
|-------------------|-----------------|----------------|---------|-------|-----------|--------------|
| | 5,556,580 A | Sept. 17, 1996 | Suddith | 264 | 4.3 | May 10, 1995 |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|--|-----------------|----------------|---------|-------|-----------|--------------------|----|
| | | Document Number | Date | Country | Class | Sub Class | <u>Translation</u> | |
| | | | | | | | YES | NO |
| | | EP 0 460 720 A2 | Dec. 11, 1991 | Europe | | | | |
| | | WO 92/05772 A1 | April 16, 1992 | WIPO | | | | |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | |
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|--|-----------------|
| Examiner | Date Considered |
| Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |